

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

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|--|---|-------------------|
| NORTHWESTERN CORPORATION d/b/a |) | |
| NORTHWESTERN ENERGY |) | |
| |) | |
| Employer |) | |
| and |) | Case 19-UC-261685 |
| |) | |
| INTERNATIONAL BROTHERHOOD OF |) | |
| ELECTRICAL WORKERS, LOCAL 44 |) | |
| |) | |
| Petitioner |) | |
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**NORTHWESTERN CORPORATION D/B/A NORTHWESTERN ENERGY
AND
INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS, LOCAL 44
JOINT REQUEST FOR SHORT EXTENSION OF TIME TO FILE BRIEF**

Pursuant to Rules 102.67(i)(3) and 102.2(c), NorthWestern Corporation d/b/a NorthWestern Energy (“NorthWestern”) and the International Brotherhood of Electrical Workers, Local 44 ("Union") hereby submits this request for a short extension of time to file briefs with the National Labor Relations Board.

On January 14, 2021, this Board granted, in part, NorthWestern's Request for Review of the Regional Director's Decision and Order Clarifying Unit in Case 19-UC-261685, to address the "substantial issue regarding whether the Regional Director correctly found that a newly-created controller position performs the same basic functions as the Outage Management System (OMS) dispatcher bargaining unit position to warrant clarifying that the controller position is properly viewed as already included in the unit." *NorthWestern Corp.*, 19-UC-26185 (NLRB Jan. 15, 2021) (review granted, in part). Pursuant to Rule 102.67(h), the parties' briefs in this matter are due on January 29, 2021, the tenth business day after this Board granted review.

NorthWestern and the Union jointly request a short, ten-business day extension until Friday, February 12, 2021, to file briefs. Out of fairness, NorthWestern and the Union also request that if their request is granted that the Regional Director or General Counsel be given until February 12, 2021, to file their briefs.

NorthWestern and the Union jointly request this short extension for three reasons: (1) first, and most importantly, NorthWestern and the Union are in active settlement discussions which, if successful, will render briefing in this matter moot; therefore, it is in the interests of administrative economy and the parties' time and resources to grant this request; (2) should settlement discussions not be successful, the parties believe they will require this additional time to fully address the substantial issue upon which this Board has granted review; and (3) because NorthWestern's undersigned counsel has a pre-existing scheduling conflict (a multi-day arbitration) beginning on January 28, 2021. Consistent with Rule 102.2(c), the Regional Director's position on this request was requested and the Regional Director did not respond.

Therefore, NorthWestern and the Union respectfully requests that this Board the parties until February 12, 2021, to file briefs in this matter.

Dated: January 22, 2021

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Dated: January 22, 2021

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